



IFW 3763

PATENT

Attorney Docket No.: 2860 (203-3387 PCT US)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): David McMurray Garrison, et al. Examiner: Not Assigned

Serial No.: 10/528,089

Group: Art Unit ---

Filed: March 16, 2005

Dated: November 29, 2005

For: ELECTROSURGICAL INSTRUMENT FOR  
FRAGMENTING, CUTTING AND COAGULATING  
TISSUE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to Applicant(s) duty of disclosure, the information listed in the attached form PTO/SB/08A is brought to the attention of the Examiner. It is respectfully submitted that copies of the references listed are not required since this application was filed after June 30, 2003 pursuant to 51 C.F.R. 1.98.

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 29, 2005.

Dated: November 29, 2005

Christopher G. Trainor  
Christopher G. Trainor

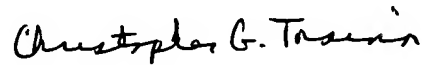
The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

- ☐ This information disclosure statement is being filed within three (3) months of the filing date of this application.
- ☐ This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application.
- ☒ To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.
- ☐ Enclosed herewith is a certificate under 37 C.F.R. §1.97(e)(1).
- ☐ Enclosed herewith is a petition under 37 C.F.R. §1.97(d)(ii).
  - ☐ Enclosed by check is the petition fee of \$130.00. (37 C.F.R. §1.17(i)(1))
  - ☐ Please charge the \$130.00 petition fee to Deposit Account No. **21-0550**.
- ☐ Enclosed by check is the \$180.00 fee required by 37 C.F.R. §1.17(p).
- ☐ Please charge the \$180.00 fee required by 37 C.F.R. §1.17(p) to Deposit Account No. **21-0550**.

[X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account 21-0550. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 21-0550 therefor.

The claims of the application as now presented are believed to patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,

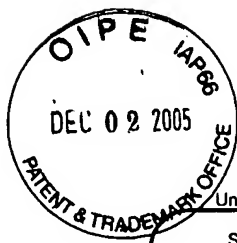


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CGT:mpl



PTO/SB/08A (07-05)

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Substitute for form 1449/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 2

### Complete if Known

Application Number	10/528,089
Filing Date	March 16, 2005
First Named Inventor	David M. Garrison, et al.
Art Unit	---
Examiner Name	---
Attorney Docket Number	2860 (203-3387 PCT US)

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 6,723,110	04-20-2004	Timm et al.	
		US- D478,383	08-12-2003	Timm et al.	
		US- 6,368,299	04-09-2002	Cimino	
		US- 6,238,386	05-29-2001	Muller et al.	
		US- 6,224,565	05-01-2001	Cimino	
		US- 6,214,018	04-10-2001	Kreizman et al.	
		US- 6,214,017	04-10-2001	Stoddard et al.	
		US- 6,083,191	07-04-2000	Rose	
		US- 6,013,048	11-11-2000	Podany et al.	
		US- 5,779,713	07-14-1998	Turjanski et al.	
		US- D393,067	03-31-1998	Geary et al.	
		US- 5,669,907	09-23-1997	Platt, Jr. et al.	
		US- 5,669,904	09-23-1997	Platt, Jr. et al.	
		US- 5,421,829	06-06-1995	Olichney et al.	
		US- 5,382,247	01-17-1995	Cimino et al.	
		US- 5,190,517	03-02-1993	Zieve et al.	
		US- 5,088,997	02-18-1992	Delahuerga et al.	
		US- 5,015,227	05-14-1991	Broadwin et al.	
		US- 4,988,334	01-29-1991	Hornlein et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Sheet	2	of	2

[illegible][illegible]

Examiner Signature		Date Considered	
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